

FILED

2011 FEB 15 AM 10:11

DANIEL N. LAVILLE, CLERK  
U.S. BANKRUPTCY COURT  
WEST DIST. OF MICH.

United States Bankruptcy Court for the  
Western District of Michigan

IN RE:

DORIS SHAW

Case No. 03-10291

Debtor(s)

APPLICATION FOR RELEASE OF UNCLAIMED FUNDS

IT APPEARING THAT a dividend check in the amount of \$ 3,278.33 was issued by the trustee to Roberta Johnston, claimant in the above-referenced case.

IT ALSO APPEARING THAT said check was not negotiated by said payee and the trustee, pursuant to 11 U.S.C. Section 347(a), delivered the unclaimed funds to the Clerk, United States Bankruptcy Court. These funds are currently being held by the United States Treasury.

IT ALSO APPEARING THAT this application includes a signed and notarized affidavit of claimant which states that the undersigned is the legal owner of such funds.

IT ALSO APPEARING THAT the United States Attorney for the Western District of Michigan has been provided a copy of this application allowing 20 days from the date of service to file an objection to payment of these funds. A proof of service is made part of this application.

THEREFORE, an application is made for an order directing the Clerk of Court to pay said unclaimed funds to the order of Roberta Johnston, claimant, and mail said check to the following address:  
3349 N. Pinegrove Road, Edmore, Michigan 48829

Dated: Feb 10, 2011

Roberta L. Johnston  
Claimant

Subscribed and Sworn Before Me this 10<sup>th</sup> day of February, 2011

SEAL

My commission expires: 03/09/2013

Ryan Cade C. Villet  
Notary Public in and for the State of Michigan  
Ryan Cade C. Villet, Notary Public  
Montcalm County, Michigan

**AFFIDAVIT OF CLAIMANT**

I, Roberta Johnston, do hereby state that I am the claimant to the unclaimed funds referenced in this application and that I am, to the best of my knowledge, the legal owner of these funds. My mailing address and phone number are

3349 N. Pinegrove Road, Edmore, Michigan 48829

989-762-1417

Dated: Feb 10, 2011

Roberta Johnston  
Claimant (or Representative of Corporation)

Subscribed and Sworn Before Me this 10<sup>th</sup> day of February, 2011

SEAL

My Commission Expires: 03/09/2013

Ryan Cade C. Villet  
Notary Public In and For the State of Michigan  
Montcalm County, Michigan

**PROOF OF SERVICE OF APPLICATION ON UNITED STATES ATTORNEY**

Notice is hereby given that on February 10, 2011 a copy of the Application for Release of Unclaimed Funds with Affidavit was served on the United States Attorney for the Western District of Michigan, P.O. Box 208, Grand Rapids, MI 49501-0208 by United States Mail.

Dated: Feb 10, 2011

Roberta Johnston  
Claimant

U.S. BANKRUPTCY COURT  
WEST DIST. OF MICH.  
CLERK

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FORM B10 (Official Form 10)(4/01)

UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF MICHIGAN		Chapter: 11
Name of Debtor Doris Shaw	Case Number: 03-10291-jdg	<div style="writing-mode: vertical-rl; transform: rotate(180deg);"> <b>FILED</b>  03 NOV 18 AM 8:23  DAVID H. LAYLE, CLERK  U.S. BANKRUPTCY COURT  WEST. DIST. OF MICHIGAN </div>
<small>NOTE: This form should not be used to make a claim for an administrative expense arising from the commencement of a bankruptcy case or for payment of an administrative fee. Only the first paragraph of 11 U.S.C. § 507(a) applies.</small>		
Name of Creditor [Make corrections where needed]. Roberta Johnston Name and Address where notices should be sent: Charles W. Simon III, P.C. Charles W. Simon III P35855 212 W. Main Street P.O. Box 998 Stanton, MI 48888 Telephone Number: 989-831-4119	<input type="checkbox"/> Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars. <input type="checkbox"/> Check box if you have never received any notices from the bankruptcy court in this case. <input checked="" type="checkbox"/> Check box if the address differs from the address on the envelope sent to you by the court.	
Account or other number by which creditor identifies debtor:	Check here if <input type="checkbox"/> replaces this claim <input type="checkbox"/> amends a previously filed claim, dated _____	
<b>1. Basis for Claim</b> <input type="checkbox"/> Goods Sold <input type="checkbox"/> Services Performed <input checked="" type="checkbox"/> Money Loaned <input type="checkbox"/> Personal injury/wrongful death <input type="checkbox"/> Taxes <input type="checkbox"/> Other _____		
<b>2. Date debt was incurred:</b> May 2000 and February 2003		
<b>3. If court judgment, date obtained:</b> \$ 11198.90		
<b>4. Total Amount of Claim at Time Case Filed:</b> If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below. <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.		
<b>5. Secured Claim.</b> <input type="checkbox"/> Check this box if your claim is secured by collateral (including a right of setoff). Brief Description of Collateral: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other _____  Value of Collateral: \$ _____  Amount of arrearage and other charges at time case filed included in secured claim, if any: \$ _____	<b>6. Unsecured Priority Claim.</b> <input type="checkbox"/> Check this box if you have an unsecured priority claim Amount entitled to priority \$ _____ Specify the priority of the claim: <input type="checkbox"/> Wages, salaries, or commissions (up to \$4,650)* earned within 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(3). <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(4). <input type="checkbox"/> Up to \$ 2,100* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(6). <input type="checkbox"/> Alimony, maintenance, or support owed to a spouse, former spouse, or child - 11 U.S.C. § 507(a)(7). <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8). <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. § 507(a)(____).  <small>*Amounts are subject to adjustment on 4/1/04 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</small>	
<b>7. Credits:</b> The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.		
<b>8. Supporting Documents:</b> Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. All Copies must be sent on 8 1/2 x 11 paper. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.		
<b>9. Date-Stamped Copy:</b> To receive a date-stamped copy of your claim, enclose a stamped, self-addressed envelope and an additional copy of this proof of claim.		
Date 11-17-03	Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any): Charles W. Simon III	
Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.		

PROMISSORY NOTE

May 30, 2000

For value received, Doris Shaw of 522 E. Main Street, Edmore, MI 48829, promises to pay to the order of Roberta Johnston of 3135 N. Pine Grove Rd., Edmore, MI 4882, the sum of Three Thousand Four Hundred and No/100 (\$3,400.) Dollars, along with interest at the rate of 10 3/4 % per annum. Said principal shall be paid by the undersigned in lawful money of the United States of America as follows.

One payment of Three Thousand Four Hundred and No/100 (\$3,400.00) Dollars plus interest accrued to date, will be due and payable on November 27, 2003.

Should default be made in the payment when demanded then such default shall mature the entire indebtedness evidenced hereby, without notice, at the option of the holder thereof. Every person, or entity, at any time liable for the payment of the debt evidenced hereby, waives presentment for payment, demand and notice of non-payment of this note, and consents that the holder may extend the time of payment of any part or the whole of the debt at any time at the request of any other person liable.

\$2,500.00  
900.00 DISC

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\$ 3,400.00

Doris Shaw

Doris Shaw

PROMISSORY NOTE

May 30, 2000

For value received, Doris Shaw of 522 E. Main Street, Edmore, MI 48829, promises to pay to the order of Roberta Johnston of 3135 N. Pine Grove Rd., Edmore, MI 48829, the sum of Eight Thousand Twenty Eight and 90/100 (\$8,028.00) Dollars, along with interest at the rate of 10 1/4 % per annum. Said principal shall be paid by the undersigned in lawful money of the United States of America as follows.

One payment of Eight Thousand Twenty Eight and No/100 (\$8,028.90) Dollars plus interest accrued to date, will be due and payable on June 10, 2003.

Should default be made in the payment when demanded then such default shall mature the entire indebtedness evidenced hereby, without notice, at the option of the holder thereof. Every person, or entity, at any time liable for the payment of the debt evidenced hereby, waives presentment for payment, demand and notice of non-payment of this note, and consents that the holder may extend the time of payment of any part or the whole of the debt at any time at the request of any other person liable.

\$6,372.14  
1,656.76 DISC

\$ 8,028.90  
7000 -  
\$6028.90 due

Doris Shaw

Doris Shaw

No.	1025	8-7	2003
Received from	Doris Shaw		
	Two Thousand <sup>00</sup> / <sub>100</sub> ————— Dollars		
Amt of Account			
Amt Paid			
Balance Due			
		on Acch	
		\$2000.00 Roberta A Johnston	

PROMISSORY NOTE

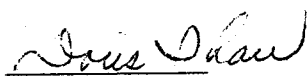
February 4, 2003

Edmore, Michigan 48829

For value received, Doris Shaw of 522 E. Main Street, Edmore, MI 48829, promises to pay to the order of Roberta Johnston, the sum of One Thousand Seven Hundred Seventy and No/100 Dollars which includes a discount of 18%, along with interest at the rate of 10%. Said principle and interest shall be paid to the undersigned in lawful money of the United States of America.

Payment of (\$1,770.00), Dollars along interest at the rate of 10% will be due on .  
August 4, 2003.

Should default be made in the payment when demanded then such default shall mature the entire indebtedness evidenced hereby, without notice, at the option of the holder hereof. Every person, or entity, at any time liable for the payment of the debt evidenced hereby, waives presentment for payment, demand and notice of non-payment of this note.

  
Doris Shaw

RECEIPT	DATE	2-4-03		No.	754368	
	RECEIVED FROM	Roberta Johnston				\$1,500.00
	One Thousand Five Hundred <sup>50</sup> / <sub>100</sub> DOLLARS					
	FOR RENT <input type="radio"/> FOR <input type="radio"/> 6 mo. 28%					
	ACCOUNT			<input type="radio"/> CASH	FROM	
PAYMENT			<input checked="" type="radio"/> CHECK	BY	Doris Shaw	
BAL. DUE			<input type="radio"/> MONEY ORDER			

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